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05 UNITED STATES DISTRICT COURT
06 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

07 UNITED STATES OF AMERICA,)
08 Plaintiff,) Case No. CR06-317-RSL
09 v.) SUMMARY REPORT OF U.S.
10 TUAN MINH LE,) MAGISTRATE JUDGE AS TO
11 Defendant.) ALLEGED VIOLATIONS
OF SUPERVISED RELEASE
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13 An initial hearing on a petition for violation of supervised release was held before the
14 undersigned Magistrate Judge on May 29, 2009. The United States was represented by
15 Assistant United States Attorney Lawrence R. Lincoln, and the defendant by Jennifer
16 Wellman. The proceedings were digitally recorded.

17 The defendant had been charged and convicted of Bank Fraud, in violation of 18
18 U.S.C. § 656. On or about February 16, 2007, defendant was sentenced in the Honorable
19 Robert S. Lasnik to a term of three (3) years of probation.

20 The conditions of supervised release included the requirements that the defendant
21 comply with all local, state, and federal laws, and with the standard conditions. Special
22 conditions imposed included, but were not limited to, participation in a mental health
23 program, financial disclosure, \$10,000 restitution, submit to search, gambling prohibition,
24 attendance of Gamblers Anonymous, single checking account, business record disclosure,
25 employment restrictions, no new credit, and RRC placement.

26 In a Petition for Warrant or Summons, dated May 4, 2009, U.S. Probation Officer

01 Brian K. Facklam asserted the following violation by defendant of the conditions of his
02 supervised release:

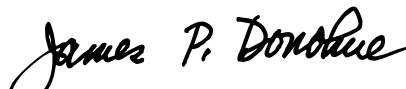
- 03 (1) Failing to submit a truthful and complete written report within the first five
04 days of each month from September 2008, to March 2009, in violation of
05 standard condition 2.
- 06 (2) Failing to pay restitution from June 2008 to March 2009, in violation of the
07 special condition requiring him to pay restitution as instructed.

08 The defendant was advised of his rights, acknowledged those rights, and admitted to
09 the alleged violations 1 and 2.

10 I therefore recommend that the Court find the defendant to have violated the terms
11 and conditions of his supervised release as to violation numbers 1 and 2, and that the Court
12 conduct a hearing limited to disposition. A disposition hearing on violation numbers 1 and 2
13 has been set before the Honorable Robert S. Lasnik on September 15, 2009 at 8:30 a.m.

14 Pending a final determination by the Court, the defendant has been released, subject
15 to supervision.

16 DATED this 29th day of May, 2009.

17 
18 JAMES P. DONOHUE
19 United States Magistrate Judge

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21 cc:	District Judge:	Honorable Robert S. Lasnik
	AUSA:	Mr. Lawrence R. Lincoln
	Defendant's attorney:	Ms. Jennifer Wellman
23	Probation officer:	Mr. Brian K. Facklam

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